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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)
) CR S-04-481 GEB
12 Plaintiff,)
) STIPULATION AND ORDER RESETTNG
13 v.) STATUS CONFERENCE, AND EXCLUDING
) TIME UNDER THE SPEEDY TRIAL ACT
14 RAHMAN ABUL SHADEBADI,)
)
15 Defendant.)
16 _____)

17 The United States of America, through its counsels of record,
18 McGregor W. Scott, United States Attorney for the Eastern District
19 of California, and William S. Wong, Assistant United States
20 Attorney, and defendant Rahman Abul Shadebadi, through his counsel
21 of record, Peter Kmeto, Esq., hereby stipulate and agree to the
22 following revised schedule:

- 23 1. Further status conference and/or entry of plea January 13,
24 2006, at 9:00 a.m; and
25 2. The previously scheduled dates for hearing on motions
shall be vacated.

26 Counsel for the defendant is currently in a jury trial in
27 United States v. Greer, et al., CR-S-03-042 FCD. The jury trial in
28 that matter started approximately a week ago and is scheduled to

last through February 2006. However, counsel for the defendant believes that during the Christmas holidays and some dates in January, the jury trial will not be in session and he will be available to appear in this case on January 13, 2006, at 9:00 a.m., for further status conference and/or entry of plea. The parties need further time to resolve and complete investigation that may impact the sentence in this case and, therefore, need additional time for further investigation. Accordingly, the parties stipulate that time be excluded for the pendency of the previously filed motion pursuant to 18 U.S.C. § 3161(h)(1)(F) and Local Code E - delay resulting from any pending pretrial motion, and 18 U.S.C. § 3161(h)(8)(B)(iv) and Local Code T4 - additional time to conduct further investigation regarding issues that may impact sentence.

IT IS SO STIPULATED.

McGREGOR W. SCOTT
United States Attorney

Dated: December 1, 2005 By: /s/ William S. Wong
WILLIAM S. WONG
Assistant U.S. Attorney
Attorneys for Plaintiff

DATED: December 1, 2005 By: /S/ Peter Kmeto
PETER KMETO
Attorney for Defendant
RAHMAN ABUL SHADEBADI

ORDER

UPON GOOD CAUSE SHOWN and by stipulation of all parties, it is hereby ordered that the hearing on the motion be continued as set forth above and that this matter be set for further status conference and/or entry of plea as set forth above.

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1 The Court finds excludable time as set forth above to and
2 including January 13, 2006.

3 **IT IS SO ORDERED.**

4 Dated: December 5, 2005

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6 /s/ Garland E. Burrell, Jr.
7 GARLAND E. BURRELL, JR.
8 United States District Judge
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